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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Donald E. Drumm
Serial No: 09/966,031
Filed: September 28, 2001
For: PORTABLE BAR CODE SIMULATOR DEVICE AND METHOD

Examiner: Not yet assigned
Art Unit: 2876

Commissioner for Patents
Washington, D.C. 20231

PETITION FOR FILING DATE IN RESPONSE
TO NOTICE OF OMITTED ITEMS

Dear Sir:

In response to the Notice of Omitted Items (copy enclosed) dated November 30, 2001, Applicant petitions for the filing date of September 28, 2001. The Notice of Omitted Items asserts that Figure 2B was omitted from the specification. However, Fig. 2B was deposited in the Patent and Trademark Office with the application papers on September 28, 2001, it simply was not marked as Fig. 2B. Applicant attaches a copy of Fig. 2 as filed with Figs. 2A and 2B now marked on the Figures as filed to illustrate that Fig. 2B was filed. A clean copy of Figs. 2A, 2B is also enclosed for inclusion with the application. Thus, the Applicants respectfully point out that Fig. 2 (as filed) was split (into Figs. 2A, 2B) to illustrate both side and front views, but that the Figs. simply were not labeled.

The Petition fee of \$130.00 as set forth in 37 C.F.R. §1.17(i) is enclosed. If the fee is insufficient, the balance may be charged to Deposit Account No. 23/2825. A duplicate of this sheet is enclosed.

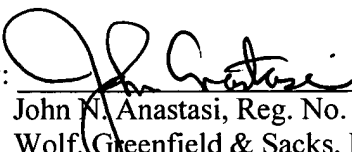
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Respectfully submitted,
Donald E. Drumm, Applicant

By:


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